

NOT TO BE PUBLISHED

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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

THIRD APPELLATE DISTRICT

(Sutter)

THE PEOPLE,

Plaintiff and Respondent,

v.

MARY JANE MINCEY,

Defendant and Appellant.

C074031

(Super. Ct. No. CRF130138)

Appointed counsel for defendant Mary Jane Mincey asked this court to review the record to determine whether there are any arguable issues on appeal. (*People v. Wende* (1979) 25 Cal.3d 436 (*Wende*).) Finding no arguable error that would result in a disposition more favorable to defendant, we will affirm the judgment.

I

Because this matter was resolved by plea, the facts are taken from the stated factual basis contained in the felony plea form and the presentence probation report.

Defendant was driving a vehicle and fled from a sheriff's deputy who tried to conduct a traffic stop. During a high-speed chase lasting approximately 22 minutes, defendant reached speeds up to 130 miles per hour, running through stop signs, driving against traffic on the freeway, crossing medians, and swerving through other vehicles. The deputy was in uniform and the deputy's vehicle was distinctively marked. During the chase, defendant saw at least one of the lighted red lamps on the deputy's vehicle and heard the siren.

Defendant pleaded guilty to evading a peace officer with wanton and willful disregard for the safety of persons or property. (Veh. Code, § 2800.2.) The trial court dismissed the remaining counts, denied probation and sentenced defendant to the upper term of three years in state prison. The trial court also awarded defendant 37 days of presentence custody credit and ordered her to pay a \$280 restitution fund fine (Pen. Code, § 1202.4), a \$280 parole revocation fine suspended unless parole is revoked (Pen. Code, § 1202.45), a \$40 court security fee (Pen. Code, § 1465.8, subd. (a)(1)), a \$30 court facilities assessment (Gov. Code, § 70373), and a \$4 emergency medical air transportation fee (Gov. Code, § 76000.10). Defendant did not obtain a certificate of probable cause.

II

Appointed counsel filed an opening brief setting forth the facts of the case and asking this court to review the record and determine whether there are any arguable issues on appeal. (*Wende, supra*, 25 Cal.3d 436.) Defendant was advised by counsel of the right to file a supplemental brief within 30 days of the date of filing the opening brief. More than 30 days elapsed and we received no communication from defendant.

Having undertaken an examination of the entire record, we find no arguable error that would result in a disposition more favorable to defendant.

DISPOSITION

The judgment is affirmed.

MAURO, J.

We concur:

HULL, Acting P. J.

DUARTE, J.